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10
11 **UNITED STATES DISTRICT COURT**
12 **NORTHERN DISTRICT OF CALIFORNIA**
13 **SAN FRANCISCO DIVISION**

14 **DUCKY LTD.,**

15 Case No. 3:24-cv-02268-PHK

16 Plaintiff,

17 v.

18 **IVILIIA MILLIONIC IT SP. Z O.O.,**

19 Defendant.

PLAINTIFF DUCKY LTD.'S REQUEST FOR
ENTRY OF DEFAULT AGAINST
DEFENDANT IVILIIA MILLIONIC IT SP. Z
O.O.

1 TO THE CLERK OF THE ABOVE-ENTITLED COURT:

2 Pursuant to Federal Rule of Civil Procedure 55, Plaintiff Ducky Ltd., through its
3 attorneys, hereby requests that the Clerk of the above-entitled Court enter default in this
4 matter against Defendant Iviliia Millionic IT sp. s o.o. ("Defendant") as to the Complaint
5 on the ground that Defendant has failed to appear or otherwise respond to the Complaint
6 within the time prescribed by law.

7 Plaintiff filed the operative Complaint on April 16, 2024, naming Defendant as a
8 defendant. [D.E. No. 1.] The Court issued a Summons to Defendant on April 19, 2024.
9 [D.E. No. 7.] Defendant was served with the Complaint and Summons on July 24, 2024,
10 under Federal Rule of Civil Procedure 4(f)(1) and the Hague Convention on the Service
11 Abroad of Judicial and Extrajudicial Documents ("Hague Convention"). [D.E. No. 21.]
12 Specifically, the Regional Court of Warsaw Poland, the Central Authority-designee for
13 Poland under Article 18 of the Hague Convention, served Defendant with process by a
14 method prescribed by Polish law for the service of documents in domestic actions upon
15 persons who are within its territory under Article 5 of the Hague Convention.

16 The time allowed for Defendant to respond to the Complaint has expired.
17 Defendant has not filed any responsive pleading or motion or otherwise appeared in the
18 action. (Declaration of Jeffrey M. Rosenfeld in Support of Plaintiff's Request for Entry of
19 Default Against Defendant Iviliia Millionic IT sp. s o.o. ("Rosenfeld Decl.") ¶5.)

20 Defendant is not a minor, incompetent person, or a member of the military.
21 (Rosenfeld Decl. ¶6.)

22 This Request is based upon the Proof of Service for the Summons and Complaint,
23 which has been filed with the Court [D.E. No. 21] and the accompanying declaration of
24 Jeffrey M. Rosenfeld.

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1 Respectfully Submitted,

2 DATED: October 29, 2024

KRONENBERGER ROSENFELD, LLP

3 By: /s/ Jeffrey M. Rosenfeld

4 Jeffrey M. Rosenfeld

5 Attorneys for Plaintiff Ducky Ltd.



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